

**PROCEEDING MEMO**

**Date: 11/29/2017 10:00 am**

**In re: David C. Castelucci and Rebecca J. Castelucci**

**Bankruptcy No. 09-27649-CMB  
Chapter: 13  
Doc. # 140**

**Appearances:**

**Movant(s):** Edgardo D. Santillan for Debtors

**Respondent(s):** Winnecour / Bedford / Pail / Katz

**Creditor(s):**

**Nature of Proceeding:** Motion to Hold Veripro Solutions, Inc. in Contempt for Violating the Discharge Injunction and to Reimpose Automatic Stay

**Additional Pleadings:** #141 Certificate of Service; #145 CNO

**NOTE:** Case Reopened 11/9/2017

**Judge's Notes:** Per Debtor's counsel, the Debtor is proposing to modify payoff of 2nd mortgage. Debtor's counsel alleges that there was never an assignment filed. Debtor's counsel  
**Outcome:** talked to representatives of Veripro by phone Veripro refused to have this resolved.

☒ Motion is GRANTED ☒ Order Entered Per Debtor's counsel, mortgage is still not satisfied and debt was paid in full via Ch. 13.  
☐ Motion is DENIED ☐ Order entered

☐ Motion WITHDRAWN Court will grant reasonable attorneys' fees but not punitive damages.

☐ Motion is DISMISSED ☐ Order entered Per Debtor's counsel, his hourly fee is \$250 per hour.

☐ Reschedule for Proper Service Court will grant \$3,000 in attorneys' fees and Court to adapt order.

☐ Case DISMISSED ☐ Order entered Will add language to order.

☐ Parties to submit Order/Settlement/Stipulation by \_\_\_ days

☐ CONTINUED MATTER: \_\_\_ for at least \_\_\_ days (Court to Issue Order)

☐ ISSUE EVIDENTIARY HEARING NOTICE

☐ Discovery time needed \_\_\_ days

☐ Briefs to be filed: Movant(s) brief due \_\_\_ days  
Respondent(s) brief due \_\_\_ days  
Trustee's brief due \_\_\_ days

**Carlota M. Böhm  
U.S. Bankruptcy Court**

FILED  
11/29/17 3:38 pm  
CLERK  
U.S. BANKRUPTCY  
COURT - WDPA